



CITY OF BRUNSWICK

1 W. Potomac Street • Brunswick, Maryland 21716 • (301) 834-7500

MAYOR AND COUNCIL OF BRUNSWICK

ORDINANCE NUMBER 450

AN ORDINANCE OF THE MAYOR AND COUNCIL OF BRUNSWICK TO APPROVE AND ADOPT THE 2007 ZONING MAP OF THE CITY OF BRUNSWICK AND TO AMEND SECTION 7.2 OF THE CODE OF ORDINANCES OF THE CITY OF BRUNSWICK, MARYLAND TO REPLACE AS THE ZONING MAP “(INSERT)” THE 2007 ZONING MAP.

WHEREAS, by Ordinance No. 398 effective May 8, 1998, the Mayor and Council of the City of Brunswick enacted, ordained and adopted the “Zoning Ordinance of the City of Brunswick, Maryland” (“**Zoning Ordinance**”) as part of the Code of Ordinances of the City of Brunswick, Maryland (“**City Code**”), including the “Zoning Map of the City of Brunswick” (“**1998 Zoning Map**”); and

WHEREAS, at its regular public meeting on February 26, 2007 the Brunswick Planning Commission moved to initiate a supplement to the 1998 Zoning Map for the purpose of creating a more detailed and better defined map of the zoning boundaries within the City by directing the City Planning Staff (“**City Staff**”) in consultation with the Maryland Department of Planning, to prepare a new zoning map for the City at a more readable scale and with more current and accurate technology to replace the 1998 Zoning Map, all in accordance with the requirements of Article 25, Section 25 of the City Code and Section 4.04 of Article 66B of the Annotated Code of Maryland (“**Article 66B**”); and

WHEREAS, in accordance with Section 4.01 et seq., of Article 66B and Section 25.1 and Section 25.2 of the City Code, a duly advertised public hearing of the Planning Commission was held on March 26, 2007 at which public meeting the Planning Commission received, reviewed,

studied, researched, considered and discussed the testimony and comments received from the City Staff, other public agencies and jurisdictions, and public comments on the aforesaid supplement to the 1998 Zoning Map prepared by the City Staff (**“2007 Zoning Map”**); and

WHEREAS, at the conclusion of its public meeting, the Planning Commission by the affirmative votes of a majority of its members, recommended to the Mayor and Council that the 2007 Zoning Map as presented to the Planning Commission by the City Staff, be enacted and adopted to replace the 1998 Zoning Map and that the Zoning Ordinance be amended to insert therein the 2007 Zoning Map in place of the 1998 Zoning Map; and

WHEREAS, the Planning Commission subsequently submitted to the Mayor and Council Resolution No. 07-01 and its recommendation and report on the 2007 Zoning Map including the recommendation of each jurisdiction that commented on the 2007 Zoning Map and the Planning Commission’s recommendation of approval (**“Planning Commission Resolution”**); and

WHEREAS, in accordance with Section 4.04 of Article 66B and Section 25.2 of the City Code, at a public hearing on April 24, 2007 at 7:00 p.m., notice of the time and place of which together with a summary of the 2007 Zoning Map and the corresponding amendment to Section 7.2 of the Zoning Ordinance and the Planning Commission’s Resolution, was published in the Brunswick Citizen, a newspaper of general circulation in the City of Brunswick, once each week for two (2) successive weeks with the first such publication of notice having appeared at least fourteen (14) days prior to the public hearing, the Mayor and Council received and considered testimony and comments from the public, public agencies and jurisdictions, the City Staff, and the Planning Commission Resolution; and

WHEREAS, after the public hearing, the Mayor and Council considered the Planning Commission Resolution, the City Staff comments and those comments received as part of the public hearing and the Mayor and Council conducted its review in public; and

WHEREAS, the Mayor and Council find that the 2007 Zoning Map and the

corresponding amendment to Section 7.2 of the Zoning Ordinance to insert therein the 2007 Zoning Map in place of the 1998 Zoning Map, as recommended for adoption by the Planning Commission in the Planning Commission Resolution, is for the convenience, general welfare and good zoning practices for the City of Brunswick and its citizens.

BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF BRUNSWICK, THAT PURSUANT TO THE AUTHORITY GRANTED TO IT BY ARTICLE 25 OF THE CODE OF ORDINANCES OF THE CITY OF BRUNSWICK AND ARTICLE 66B OF THE ANNOTATED CODE OF MARYLAND, THE ZONING ORDINANCE OF THE CITY OF BRUNSWICK, MARYLAND SHALL BE SUPPLEMENTED AND AMENDED AS FOLLOWS:

SECTION I: The 2007 Zoning Map entitled, “Brunswick Zoning Map”, at a scale of one inch (1’) to twelve hundred feet (1200’) dated April 24, 2007 covering the City of Brunswick, as recommended by the Planning Commission in the Planning Commission Resolution, including all text and map(s) and any and all prior conditions which may have been imposed at the time of a prior zoning change, are hereby approved, enacted and adopted.

SECTION II: The 2007 Zoning Map replaces the 1998 Zoning Map pursuant to Article 66B.

SECTION III: Section 7.2 Zoning Map of the Code of Ordinances of the City of Brunswick, Maryland, shall be amended to replace as the Zoning Map “(insert)”, the 2007 Zoning Map.

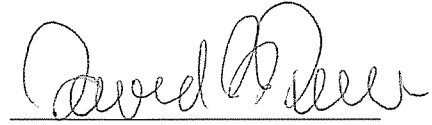
SECTION III: This Ordinance does not affect prosecutions for Ordinance violations committed prior to the effective date of this Ordinance, does not waive any fee, penalty or other obligation due and unpaid on the effective date of this Ordinance, and does not affect the validity of any action or proceedings undertaken pursuant to any prior Ordinance.

SECTION IV: To the extent of any inconsistency between the 2007 Zoning Map recommended for approval and adoption by the Planning Commission in the Planning Commission Resolution as hereby approved and adopted by the Mayor and Council, and the 1998 Zoning Map, the 2007 Zoning Map shall govern.

SECTION V: In accordance with Article 25, Section 25.2 of the Code of the City of Brunswick, this Ordinance shall become effective ten (10) day after the date of the public hearing following its enactment by the Council and its approval by the Mayor, or on the tenth (10th) day following its enactment by the Council over the veto by the Mayor.

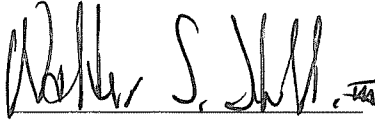
PASSED this 24th day of April, 2007 by a vote of 5 for; 1 against, 0 abstaining and 0 absent.

ATTEST:



David B. Dunn
City Administrator

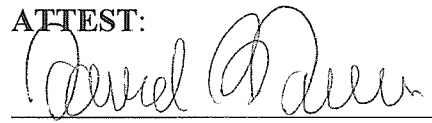
COUNCIL OF THE CITY OF
BRUNSWICK

By: 

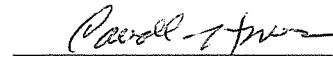
Name: Walter S. Stull, III
Title: Councilman

APPROVED this 24th day of April, 2007.

ATTEST:



David B. Dunn
City Administrator



Carroll A. Jones
Mayor

Date: April 24, 2007

EFFECTIVE DATE: May 4, 2007